

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)	
)	
Carlos O. PINZON et al.)	Group Art Unit: 1619
)	
Application No.: 09/733,900)	Examiner: Jyothsna VENKAT
)	
Filed: December 12, 2000)	Confirmation No.: 5474
)	
For: COSMETIC COMPOSITIONS)	
CONTAINING)	<u>VIA EFS-WEB</u>
HETEROPOLYMERS AND OIL-)	
SOLUBLE CATIONIC)	
SURFACTANTS AND METHODS)	
OF USING SAME)	

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

AMENDMENT AND REPLY TO OFFICE ACTION

In reply to the Office Action mailed October 6, 2008, the period for response having been extended to February 6, 2009, by a request for a one-month extension of time and fee filed concurrently herewith, Applicants respectfully request reconsideration of this application in view of the following amendments and remarks.

Amendments to the Claims are reflected in the listing of claims that begin on page 3 of this paper.

Remarks follow the amendment section of this paper.

Attachments:

Exhibit 1 - Expert Report of Robert Lochhead, Ph.D., submitted on December 15, 2006, in L'Oréal S.A. v. Estée Lauder Co.,

Civil Action No. 04-1660 (HAA) (D.N.J. filed Apr. 7, 2004);

Exhibit 2 - Letter from the Cosmetic Toiletry and Fragrance Association ("CFTA") dated December 14, 1999; and

Exhibit 3 - Copies of Claims from Two (2) Copending Applications.